

UNITED STATES DISTRICT COURT  
for the  
Eastern District of Texas

Francisco Javier Rivera

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)

)

*Plaintiff(s)*

)

v.

Civil Action No. 1:21cv382

Kevin Smith et al

)

)

*Defendant(s)*

)

)

SUMMONS IN A CIVIL ACTION

To: (*Defendant's name and address*)

Lois Torvar, Medical Nurse  
Stiles Unit  
3060 FM 3514  
Beaumont, TX 77705

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Francisco Javier Rivera 1915789

Boyd Unit

200 Spur 113

Teague, TX 75860-2007

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.



CLERK OF COURT

Date: 1/6/22

*David A. O'Toole*

Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:21cv382

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Lois Tolosa medical nurse  
 was received by me on *(date)* 2-17-2022.

I personally served the summons on the individual at *(place)* S-10800, 3800 Fr St Rd  
Department of DOMS on *(date)* 2-17-2022; or

I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 , a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 on *(date)* \_\_\_\_\_; or

I returned the summons unexecuted because no answer on Pic Paid; or

Other *(specify)*: Certified mail,

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 2-17-2022

James Wheeler  
Server's signature

James Wheeler # 814189  
Printed name and title

Bayd unit, 200 SP# 113, Teague Tx 75860  
Server's address

Additional information regarding attempted service, etc:

U.S. Postal Service  CERTIFIED MAIL® RECEIPT  
Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com)®.

Beaumont TX 77005 

18 2022

Postmark Here

02/18/2022

18 2022

02/18/2022

7021 0350 0000 9704 8705

Certified Mail Fee	\$3.75
Extra Services & Fees (check box, add fee as appropriate)	\$7.00
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$1.36
Total Postage and Fees	\$8.16

Sent To: Lois TOSVAC, Medical nurse  
Street and Apt. No., or P.O. Box No.:  
Stiles Unit 3060 FM 3514  
City, State, Zip+4: Beaumont Tx 77005

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

**SUBJECT:** State briefly the problem on which you desire assistance.

To the mail room, on Feb, 18 2022 i sent three certified, envelopes. All going to the same address, to difrent individuals. I've received two of them back. I want to know what happened to the third certified envelope. ( Certified mail receipt # 7021 0350 0000 9704 8705 ) It's a very important legal matter. Please send me a reply to what happened to the return part.

thank you

Name: JAMES WHEELER      314189      Unit: BOYD  
Living Quarters: L 211 B      Work Assignment: UNASSIGNED

**DISPOSITION:** (Inmate will not write in this space)

If the post office doesn't return the mail or the return part back to the Boyd Unit Mailroom, then I can't get it back to you. You will need to contact the Post Office.  
- Mr. Arnold Mailroom Sup

TEXAS DEPARTMENT OF CRIMINAL JUSTICE

**INMATE REQUEST TO**

REASON FOR REQUEST: (Please check one)

PLEASE ABIDE BY THE FOLLOWING CHANNELS OF COMMUNICATION. THIS WILL SAVE TIME, GET YOUR REQUEST TO THE PROPER PERSON, AND GET AN ANSWER TO YOU MORE QUICKLY.

1.  Unit Assignment, Transfer (Chairman of Classification, Administration Building)
2.  Restoration of Lost overtime (Unit Warden-if approved, it will be forwarded to the State Disciplinary Committee)
3.  Request for Promotion in Class or to Trusty Class (Unit Warden- if approved, will be forwarded to the Director of Classification)
4.  Clemency-Pardon, parole, early out-mandatory supervision (Board of Pardons and Paroles, 8610 Shoal Creek Blvd. Austin, Texas 78757)
5.  Visiting List (Asst. Director of classification, Administration Building)
6.  Parole requirements and related information (Unit Parole Counselor)
7.  Inmate Prison Record (Request for copy of record, information on parole eligibility, discharge date, detainees-Unit Administration)
8.  Personal Interview with a representative of an outside agency (Treatment Division, Administration Building)

TO: MAIL ROOM

DATE: 3/08/2022

Francisco J. Riche  
# 1913789  
Boyd unit  
200 Spur 113  
Teague, Tx  
75860

CLERK, U.S. DISTRICT COURT  
**RECEIVED**  
MAR 21 2022  
EASTERN DISTRICT OF TEXAS  
BEAUMONT, TEXAS

77701-221729

NORTH TEXAS TX P&DC  
DALLAS TX 750  
17 MAR 2022 PM 4 L



united states District  
Court, clerk  
300 Willow ST # 104  
Beaumont, Tx  
77701